

1 the open docket is addressing the proposed
2 transfer of the nuclear units to Genco.

3 A I have no knowledge of whether that's in
4 that docket or not.

5 Q Okay. Just one last question, now, and
6 I'll mercifully leave the decommissioning issue.

7 Do you have any familiarity with
8 Section 8-508.14, small c, 3 triple i?

9 A Not by number.

10 Q Okay. Well, there is a provision in the
11 Act, and it's that section that deals with the
12 situation where a public utility sells or
13 otherwise disposes of its direct ownership
14 interest or any part thereof of a nuclear power
15 plant and this is in regard to decommissioning.

16 Are you generally aware of that
17 provision?

18 A In general terms, yes.

19 Q This isn't a legal question, but I would
20 assume if there's an obligation on ComEd under
21 certain circumstances to provide refunds or
22 credits to its customers pursuant to that section

1 that ComEd would comply with that section?

2 A If there is an obligation, certainly
3 ComEd would comply.

4 Q With regard to the Unicom PECO merger,
5 is there presently a target date, that is a date
6 by which the two entities hope to consummate the
7 merger?

8 A There are certainly target dates; but as
9 you can well imagine, they depend on various
10 regulatory approvals. We do have the first
11 approval behind us. We would very much like to be
12 able to complete the merger by the September time
13 frame, sooner if possible; but we had original
14 said when we announced the merger that we thought
15 it might be possible to do this in 12 months, and
16 it was announced back on September 22nd or 23rd.

17 Q Just so the record is clear, by
18 September, you mean September of this year?

19 A Yes.

20 JUDGE ZABAN: Do you have an estimate how
21 soon after the merger that the forming of Genco
22 will take place?

1 THE WITNESS: It's anticipated that the
2 formation of Genco, if the approvals are obtained,
3 would occur very shortly or almost simultaneously
4 with the close of that.

5 BY JUDGE SHOWTIS:

6 Q And consequently the transfer of the
7 nuclear assets would occur at or about the same
8 time?

9 A Yes, that's my understanding.

10 Q I just had a couple questions with
11 regard to your rebuttal testimony.

12 Turn to page 2, lines 38 and 39,
13 you're responding to a recommendation from Staff
14 member Goldberger, and you indicated that ComEd
15 commits to implement a transmission plan to the
16 extent that any nonsupervisory personnel are not
17 offered employment after the transfer.

18 Do you know at this time whether
19 that situation is expected to exist; that is, do
20 you have any knowledge whether there will be any
21 nonsupervisory personnel that will not be offered
22 employment after the transfer?

1 A I do not have any specific knowledge,
2 but that is certainly a possibility.

3 Q Then, finally, with regard to ComEd
4 Exhibit 3.1, the column that shows the new, slash,
5 transfer generation, that is the level of planned
6 resources that you believe other entities plan to
7 install in the ComEd control area; is that
8 correct?

9 A Yes.

10 Q In your testimony on page 3 of your
11 rebuttal, you reference other resources outside of
12 ComEd control area that could be imported to the
13 extent necessary.

14 Could you just elaborate a little
15 on that? What areas are you covering within that
16 sentence; that is, how far out could you go
17 outside the ComEd control area, and are there any
18 figures or expected amounts of generation that you
19 believe could be afforded or at least would be
20 available?

21 A Sure. First, let me say that in terms
22 of resources and outside supply, they're really

1 the same whether or not this transfer takes
2 place.

3 What we're talking about here is a
4 supply adequacy issue which would not be impacted
5 by the transfer, but today and historically we
6 have supplemented our internal resources by
7 looking in the open market, inquiring of
8 generation in a variety of states both near and
9 relatively far away from here.

10 If you're looking for specific
11 amounts, we have a significant import capability
12 into the ComEd territory that changes depending on
13 what is going on within the system; but it
14 certainly is several thousand megawatts.

15 JUDGE SHOWTIS: Okay. That's all of the
16 questions I have.

17 JUDGE ZABAN: I have no further questions.

18 MR. NEFF: Your Honor, may I ask a follow-up
19 question. That would be the most recent one.

20 JUDGE SHOWTIS: Go ahead.
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FURTHER CROSS-EXAMINATION

BY

MR. NEFF:

Q I just want to make sure I understood something you said.

In ComEd's forecasting, has it reached a conclusion whether the transfer itself will increase, decrease, or have no effect on the development of new capacity in Illinois?

A The forecast explicitly, we have not assumed an increase in development activity. I would -- one of the benefits that we believe that comes from this separation of generation from the company, I do believe it helps to spur a development of market structures and the market in general.

And I would think that that would just help foster an environment where other generation providers would want to come in and build.

MR. NEFF: Thank you. Thank you, your Honor.

1 FURTHER CROSS-EXAMINATION

2 BY

3 MS. DOSS:

4 Q What resource does ComEd have if Genco
5 does not supply 100 percent power? Assume it's a
6 hot day, you run out on the market, and you
7 couldn't supply it? What resource would ComEd
8 have to provide power or give power?

9 A Well, again, we have to be careful about
10 differences between whether the plants are
11 transferred or not. With the transfer of ComEd
12 through the Genco we'll have the same access to
13 facilities that it had absent the transfer.

14 In terms of a contractual
15 obligation between ComEd and Genco, Genco will
16 abide by the contract under all traditional kind
17 of contract law. Certainly corporation Exlon
18 (phonetic), which would hold the two subsidiaries
19 understands the implications of not being able to
20 meet any obligations.

21 Q So you're assuming that Genco will
22 always be able to meet whatever obligation ComEd

1 would have?

2 A My belief is that the Genco will be in
3 even better a position than just ComEd itself
4 without the transfer in terms of meeting any
5 obligation.

6 Genco with the addition of a much
7 bigger wholesale marketing function, with an
8 expanded scope throughout the eastern interaction,
9 through additional facilities that PECO currently
10 owns, they will have access to more supply than
11 ComEd currently has.

12 Q You're assuming that the 15 percent on
13 reserve would be something that is equally
14 obtained by Genco --

15 THE REPORTER: I'm sorry, excuse me.

16 MS. DOSS: I'm sorry.

17 BY MS. DOSS:

18 Q The 15 percent margin reserve for power
19 supply would be easily obtainable by Genco?

20 A I'm not sure how to respond to easily.
21 I think the Genco will be in just as good a
22 position, if not better, than ComEd without the

1 transfer to obtain whatever it needs to meet the
2 15 percent reserve requirement or whatever kind of
3 reserve guidelines or requirements there are in
4 the future.

5 Q And the last question: Did you find the
6 cite for the --

7 A I found a little bit, but I didn't get a
8 chance to go through this in detail. So if we can
9 provide that --

10 Q Okay --

11 JUDGE ZABAN: I say if he finds it, we'll
12 just note it for the record.

13 MS. DOSS: If he doesn't find it in the
14 evidence that's here, can we file it as a
15 late-filed --

16 JUDGE ZABAN: It's up to Mr. Flynn to choose
17 what he chooses to do.

18 MR. FLYNN: We don't have any problem.

19 JUDGE ZABAN: That's fine.

20 JUDGE SHOWTIS: Let's go off the record.

21 (Discussion off the record.)

22

1

EXAMINATION

2

BY

3

JUDGE ZABAN:

4

Q During the regulation period, assuming that this is all approved and PECO and Unicom merge and Genco begins, is Genco planning on selling any of its electricity to other people other than ComEd during this period of time?

9

A To the extent that Genco has excess generation --

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Q Right.

12

A -- over and above what it needs to meet obligations --

13

14

Q Including reserve.

15

A -- the PD including reserve requirements, it will sell whatever excess it has available to it.

16

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Q And my understanding is that Genco has agreed to provide ComEd 100 percent of ComEd's power requirements; is that correct?

18

19

A That is correct.

20

Q Will ComEd be shopping on the open

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1 market for any additional power during that period
2 of time?

3 A Not during the term of the initial power
4 purchase agreement in 2004.

5 Q Of course, after 2004 everything is up
6 for grabs anyway, right?

7 A Through 2005 and 6 it has access to all
8 of the nuclear facilities that ComEd currently
9 owns; but to the extent that that does not meet
10 all of the needs of ComEd, it would be in the
11 market to acquire that.

12 Q Okay. We also assume that ComEd also
13 will have the benefit of whatever PECO has
14 available to it during this period of time for any
15 of its excess needs; is that correct?

16 A That is correct. I mean, PECO will have
17 whatever obligations it has to its distribution
18 utility as well.

19 JUDGE ZABAN: Anything further, anybody?

20 JUDGE SHOWTIS: Do you have any redirect.

21 MR. FLYNN: I wondered if we could have a
22 couple minutes. We'll be very short.

1 JUDGE ZABAN: Why don't you take a short
2 recess.

3 JUDGE SHOWTIS: That's fine.

4 JUDGE ZABAN: What do you need; five, ten
5 minutes?

6 MR. FLYNN: Ten minutes.

7 JUDGE ZABAN: We'll take a ten-minute
8 recess.

9 (Recess taken.)

10 MR. FLYNN: We don't have any questions for
11 Mr. McDonald on redirect, and we'd like to submit
12 the reference or references as a late-filed
13 exhibit.

14 JUDGE SHOWTIS: Why don't we give it a number
15 then?

16 MR. FLYNN: We'll call it 5.0.

17 JUDGE SHOWTIS: ComEd Exhibit 5.0 which we'll
18 provide the references requested by Ms. Doss is
19 admitted into evidence subject to its late
20 filing.

21

22

1 (Whereupon, ComEd's
2 Late-Filed Exhibit No. 5.0 was
3 admitted into evidence.)

4 MR. FLYNN: Thank you.

5 JUDGE SHOWTIS: Let's go. Staff may proceed
6 with its witnesses.

7 MR. REVETHIS: Thank you, Mr. Examiner. We
8 at this time call to the stand Ms. Karen A.
9 Goldberger.

10 A VOICE: I'm here.

11 JUDGE SHOWTIS: They've all been sworn.

12 KAREN A. GOLDBERGER,
13 called as a witness herein, having been first duly
14 sworn, was examined and testified as follows:

15 DIRECT EXAMINATION

16 BY

17 MR. REVETHIS:

18 Q Ma'am, would you kindly state your name,
19 title, and business address for the record if you
20 would please?

21 A My name is Karen Goldberger. I'm a
22 senior accounting in the financial analysis

1 division, accounting department of the Illinois --
2 527 --

3 JUDGE SHOWTIS: Wait a minute. You're fading
4 in and out. You got to of the Illinois, and I
5 think it went dead.

6 JUDGE SHOWTIS: Maybe you should start over.

7 THE WITNESS: My name is Karen Goldberger.
8 I'm a senior accountant in the Financial Analysis
9 Division, Accounting Department, of the Illinois
10 Commerce Commission, 527 East Capitol Avenue,
11 Springfield, Illinois 62701.

12 BY MR. REVETHIS:

13 Q Ma'am, do you have before you a document
14 which has been marked for purposes of
15 identification as Illinois Commerce Commission
16 Staff Exhibit 1 entitled, The Direct Testimony of
17 Karen A. Goldberger, Accounting Department,
18 Financial Analysis Division of the Illinois
19 Commerce Commission, dated April 2000 which
20 consists of 11 pages of narrative testimony?

21 A Yes, I do.

22 Q And I would like to ask you at this

1 time, Ma'am, whether this testimony was, in fact,
2 drafted by you or under your direction and
3 control?

4 A Yes, it was.

5 Q Are there any additions, modifications,
6 or corrections you wish to make to same?

7 A No.

8 Q Now, Ms. Goldberger, if I were to ask
9 you exactly the same questions as set forth in
10 this prepared narrative testimony, would you, in
11 fact, give exactly the same responses here and now
12 today, Ma'am?

13 A Yes, I would.

14 Q Is it your intent that this be your
15 sworn direct testimony in this proceeding?

16 A Yes.

17 MR. REVETHIS: Mr. Examiner, at this time we
18 ask that the direct testimony of Karen A.
19 Goldberger consisting of 11 pages of narrative
20 testimony and previously marked for purposes of
21 identification as Illinois Commerce Commission
22 Staff Exhibit 1 be admitted into evidence, and we

1 also offer the witness for cross-examination at
2 this time.

3 JUDGE SHOWTIS: Is there any objection?

4 (No response.)

5 JUDGE SHOWTIS: Staff Exhibit 1 is admitted
6 into evidence.

7 (Whereupon, Staff's
8 Exhibit No. 1 was
9 admitted into evidence.)

10 JUDGE SHOWTIS: Do the parties have any
11 cross?

12 CROSS-EXAMINATION

13 BY

14 MS. GORDON:

15 Q Ms. Goldberger, this is Holly Gordon
16 with Jones, Day, Reavis and Pogue, on behalf of
17 Commonwealth Edison.

18 Can you hear me?

19 A Yes.

20 Q I just have a couple of questions for
21 you today.

22 In your direct testimony you

1 recommend that the contribution agreement be
2 modified to reflect the provisions of Section
3 16-128(c) of the Illinois Public Utilities Act; is
4 that correct?

5 A That's correct.

6 Q Section 16-128(c) of the Act requires
7 that offers by the acquiring entity to present
8 employees must be on terms and conditions of
9 employment substantially equivalent to those in
10 effect at the time of the transfer of ownership;
11 is that correct?

12 A Yes, that's correct.

13 Q And would you agree then that an
14 employee who is at will prior to the transfer need
15 only be offered at will employment by the
16 acquiring entity?

17 A Yes.

18 MS. GORDON: Thank you.

19 JUDGE SHOWTIS: Any other questions?

20 (No response.)

21 JUDGE SHOWTIS: I just had a couple of
22 questions.

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EXAMINATION

BY

JUDGE SHOWTIS:

Q Turn to page 11 of your testimony?

A Yes.

Q I believe that Mr. Berdelle responded to your request for clarification with regard to .1 listed on lines 201 through 204 of your testimony.

Are you satisfied by the clarification provided by him?

A Yes, I am.

Q With regard to the third point on page 11 which is on lines 207 through 210, Mr. McDonald in his rebuttal testimony responded to your concerns there.

Are you satisfied by his response to your concerns on lines 207 through 210?

A Yes, I am.

JUDGE SHOWTIS: Okay. That's all I have.

MR. REVETHIS: Thank you, Mr. Examiner. We have no redirect.

1 JUDGE SHOWTIS: Call your next witness.

2 MR. REVETHIS: Thank you, Mr. Examiner. The
3 Staff at this time would call Mr. Bruce Larson to
4 the stand.

5 THE WITNESS: I'm here.

6 BRUCE LARSON,
7 called as a witness herein, having been first duly
8 sworn, was examined and testified as follows:

9 DIRECT EXAMINATION

10 BY

11 MR. REVETHIS:

12 Q Sir, would you kindly state your name,
13 title, and business address for the record,
14 please.

15 A My name is Bruce A. Larson. I'm the
16 senior analyst in the electric section of the
17 Engineering Department of the Energy Division of
18 the Illinois Commerce Commission, 527 East,
19 Capitol Avenue, Springfield, Illinois.

20 Q Sir, do you have before you a document
21 which has been previously marked for purposes of
22 identification as Illinois Commerce Commission

1 Staff Exhibit 2 consolidated consisting of 7 pages
2 of narrative testimony and with Attachment 1
3 consisting of four pages?

4 A Yes, I do.

5 Q And I ask you, sir, whether these --
6 this narrative testimony and this attachment were
7 prepared by you or under your direction and
8 control, sir?

9 A It was prepared by me.

10 Q Are there any additions or modifications
11 you wish to make to either your narrative
12 testimony or your attachments, sir?

13 A No.

14 Q Sir, if I were to ask you exactly the
15 same questions as contained in your narrative
16 testimony would you, in fact, give exactly the
17 same responses here and now today, sir?

18 A Yes, I would.

19 Q Is it your intent that this be your
20 sworn direct testimony in this proceeding?

21 A It is.

22 MR. REVETHIS: Mr. Examiner, at this time we

1 ask that the direct prepared testimony of
2 Mr. Bruce Larson, dated April 2000, consisting of
3 seven pages of narrative testimony accompanied by
4 an Attachment 1 consisting of four pages be
5 admitted into evidence at this time, and we also
6 offer the witness for cross-examination at this
7 time.

8 JUDGE SHOWTIS: Is there any objection to the
9 admission into evidence of Staff Exhibit 2?

10 (No response.)

11 JUDGE SHOWTIS: That exhibit is admitted.

12 (Whereupon, Staff's
13 Exhibit No. 2 was
14 admitted into evidence.)

15 JUDGE SHOWTIS: And do the parties have any
16 questions of Mr. Larson?

17 CROSS-EXAMINATION

18 BY

19 MR. NEFF:

20 Q Hi, Mr. Larson, it's Alan Neff, how are
21 you today?

22 A Good. How are you?

1 Q Good, thank you. I think I just have a
2 clarifying question here.

3 On page 4 of your testimony at line
4 86 and, again, at line 89, you use the word
5 cancellation; do you see that?

6 A Yes.

7 Q And on page 5 at line 113 you use the
8 words expiration; do you see that?

9 A Yes.

10 Q Did you mean cancellation and expiration
11 to be synonymous in those usages?

12 A Yes, I did.

13 Q Okay. So it would be --?

14 MR. NEFF: Nothing further, your Honor.
15 Thank you.

16 JUDGE SHOWTIS: I just had a couple of
17 questions.

18 EXAMINATION

19 BY

20 JUDGE SHOWTIS:

21 Q Mr. Larson, turn to page 5 of your
22 testimony. On lines 113 and 114 you indicate that

1 contractual and regulatory constraints will
2 maintain system reliability after the expiration
3 of the PPA's.

4 Would you elaborate a little on
5 that statement and explain how contractual and
6 regulatory constraints will maintain system
7 reliability after that expiration?

8 A The contractual -- contractual issues
9 are the continuing contracts that Genco will have
10 with two of the fossil plants that were sold
11 first. Regulatory constraints will be that the
12 Illinois Commerce Commission will continue to
13 require ComEd to provide reliable service, but the
14 wholesale sources will, in essence, be
15 deregulated.

16 Q Turning to page 6 you ask the company to
17 provide a load and resource statement for 100
18 percent retention of customers, and I believe that
19 was presented by Mr. McDonald as confidential
20 Exhibit 3.1.

21 Did you have a chance to review
22 that load and resource statement?

1 A Yes, I did.

2 Q Do you believe that load and resource
3 statement supports ComEd's assertion that it will
4 continue to provide safe and reliable service
5 after the sale of the nuclear stations?

6 A Yes, I do.

7 JUDGE SHOWTIS: That's all I have of
8 Mr. Larson.

9 MR. REVETHIS: There will be no redirect of
10 this witness. Thank you, Mr. Examiner.

11 JUDGE SHOWTIS: Call your last witness.

12 MR. FEELEY: At this time Staff would call
13 Mr. Phil A. Hardas.

14 PHIL A. HARDAS,
15 called as a witness herein, having been first duly
16 sworn, was examined and testified as follows:

17 DIRECT EXAMINATION

18 BY

19 MR. FEELEY:

20 Q Mr. Hardas, could you please state your
21 name and spell it for the record?

22 A Yes. My name is Phil A. Hardas,

1 H-a-r-d-a-s. I'm a financial analyst of the
2 Financial Analysis Division of the Illinois
3 Commerce Commission, 527 East Capitol Avenue,
4 Springfield, Illinois.

5 Q Mr. Hardas, do you have in front of you
6 two documents; the first being marked for
7 identification by the court reporter as ICC Staff
8 Exhibit 3, the Unredacted Direct Testimony of Phil
9 Hardas, which consists of seven pages of narrative
10 text with three attached schedules.

11 Do you have that in front of you?

12 A Yes, I do.

13 Q Okay. And do you have in front of you
14 also an exhibit which has been marked for
15 identification as ICC Staff Exhibit 3, the
16 Redacted Direct Testimony of Phil A. Hardas, dated
17 April 2000 which consists of seven pages of
18 narrative text and one attached page?

19 A Yes.

20 Q And was ICC Staff Exhibit 3 redacted and
21 unredacted direct testimony prepared by you or
22 under your direction, supervision, and control?

1 A Yes, it was prepared by me.

2 Q Okay. If I were to ask you the same
3 questions that are set forth in ICC Staff Exhibit
4 3 redacted and unredacted direct testimony of Phil
5 Hardas, would your answers be the same as set
6 forth in that document?

7 A Yes, they would.

8 MR. FEELEY: At this time I would move to
9 admit ICC Staff Exhibit 3, the redacted and
10 unredacted direct testimony of Phil A. Hardas,
11 dated April 2000.

12 JUDGE SHOWTIS: Any objections?

13 (No response.)

14 JUDGE SHOWTIS: Staff Exhibit 3 is admitted
15 into evidence, and the unredacted direct testimony
16 and schedules attached thereto will be treated as
17 proprietary.

18 (Whereupon, Staff's

19 Exhibit No. 3 was

20 admitted into evidence.)

21 JUDGE SHOWTIS: Do the parties have any cross
22 of Mr. Hardas?

1 Mr. Neff.

2 CROSS-EXAMINATION

3 BY

4 MR. NEFF:

5 Q Mr. Hardas, my name is Alan Neff. I'm a
6 lawyer for the City of Chicago.

7 Please turn to page 4 of your
8 unredacted direct testimony -- and I'm using that
9 only because that's the copy with numbered
10 lineation -- and look at line A-1 of your answer.

11 Do you have that?

12 A Yes, I do.

13 MR. FLYNN: Mr. Neff, I would ask that you
14 alert us if you're going to introduce any
15 confidential information to the question.

16 MR. NEFF: I'm not.

17 MR. FLYNN: Thank you.

18 MR. NEFF: I just want Mr. Hardas's
19 definition of the phrase impaired regulatory asset
20 amortization.

21 MR. FEELEY: Did you hear that question,
22 Mr. Hardas.

1 THE WITNESS: No. Could you repeat the
2 question, please.

3 BY MR. NEFF:

4 Q At line 81 you use the phrase, compared
5 regulatory asset amortization; do you see that?

6 A Yes, I do.

7 Q You use it again at 82. I just want
8 your definition of that phrase, if you could give
9 it, please?

10 What did you mean by impaired
11 regulatory asset amortization?

12 A It's just the term as used, and -- I'm
13 sorry. It's the term that's used in Edison's data
14 request.

15 Q To which data request and response are
16 you referring?

17 A That would be PH3.

18 Q Is that one of the --

19 MR. REVETHIS: 2.1 PH3.

20 JUDGE SHOWTIS: It looks like it's mentioned
21 in footnote 1 throughout.

22 THE WITNESS: Yes, it was in footnote 1, in

1 addition to Appendix M, and it also appears in PH
2 1 underneath the income statement.

3 JUDGE ZABAN: Okay. I think Mr. Neff wants
4 to know what is an impaired regulatory asset
5 that's being amortized; what does it mean?

6 MR. NEFF: Thank you, your Honor.

7 MR. FEELEY: I'm sorry, the question is what
8 makes up that figure?

9 JUDGE ZABAN: What is it? In other words, we
10 know what a house is. Okay. When you amortize
11 your house, we know what you're amortizing. I
12 think Mr. Neff wants to know what is an impaired
13 regulatory asset that Commonwealth Edison is
14 amortizing? What's it made of? What are its
15 components? Okay.

16 MR. NEFF: That's correct, your Honor. Thank
17 you.

18 THE WITNESS: So that's the question?

19 MR. NEFF: Right.

20 THE WITNESS: Okay. My definition is what a
21 utility believes it cannot recover in a
22 competitive market.

1 MR. NEFF: Thank you.

2 JUDGE SHOWTIS: Any other parties have any
3 questions of Mr. Hardas?

4 (No response.)

5 JUDGE SHOWTIS: I don't have any questions.

6 MR. FEELEY: We have no redirect. Thank you,
7 Mr. Hardas.

8 THE WITNESS: Thank you. I'm the last Staff
9 in here. Is it all right if I disconnect?

10 JUDGE SHOWTIS: However you want to is fine.

11 THE WITNESS: All right. Thank you.

12 JUDGE SHOWTIS: Let's go off the record.

13 (Discussion off the record.)

14 JUDGE SHOWTIS: The examiners have set the
15 following schedule:

16 Initial briefs are due May 5th.
17 Reply briefs are due May 12th. The hearing
18 examiners will attempt to get their proposed order
19 out as soon as possible after May 12th. When the
20 order goes out, the schedule with regard to
21 exceptions and replies will be stated on the
22 order. We would intend to set a schedule that

1 calls for exceptions within approximately six
2 days -- six or seven days after the issuance of
3 the EPO with replies due approximately five days
4 after exceptions.

5 All of these dates are in-hand
6 dates. There can be next day delivery for hard
7 copies. ComEd will be submitting a proposed order
8 at the time that it files its initial brief, and I
9 believe Mr. Flynn indicated it would be an
10 attachment to its initial brief.

11 MR. FLYNN: That's correct.

12 JUDGE SHOWTIS: The hearing examiners
13 proposed order will be served by e-mail on the
14 parties.

15 MR. NEFF: Other parties are not precluded
16 from serving partial draft orders either,
17 correct?

18 JUDGE SHOWTIS: That's fine, but I would like
19 for you to do that with the initial brief then.
20 It's not mandatory; but if you want to, you can.

21 It is mandatory because we would
22 like to see a complete draft order from ComEd.

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Is there anything else to discuss?

(No response.)

JUDGE SHOWTIS: Okay. Then the record is
marked heard and taken.

HEARD AND TAKEN

CERTIFICATE OF REPORTER

STATE OF ILLINOIS)
)
COUNTY OF COOK)

CASE NO. 00-0230/00-0244

TITLE: COMMONWEALTH EDISON COMPANY

I, Jennifer Natale do hereby certify that I
am a court reporter contracted by SULLIVAN
REPORTING COMPANY, of Chicago, Illinois; that I
reported in shorthand the evidence taken and the
proceedings had in the hearing on the
above-entitled case on the 27TH day of April A.D.
2000; that the foregoing 91 pages are a true and
correct transcript of my shorthand notes so taken
as aforesaid, and contains all the proceedings
directed by the Commission or other person
authorized by it to conduct the said hearing to be
stenographically reported.

Dated at Chicago, Illinois, this
1st day of May A.D. 2000.


REPORTER